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To: *MICHAEL FERGUSON*Fax #: *703 872-9306*From: *L.R. LETSON*Subject: *ELECTION*Date: *3-14-05*Pages: *3* Including this cover sheet. If you
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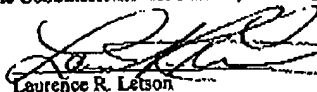
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Laurence R. LetsonMarch 14, 2005
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: RUSSELL DENNIS : DATE: March 14, 2005
SERIAL NO.: 10/763,630 : ART GROUP: 3679
FILED: 1/24/2004 : EXMR.: Michael Ferguson
FOR: TENSIONING DEVICE FOR POLYMER FENCING

ELECTION OF SPECIES

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

This election of species is submitted in response to a requirement to elect a single disclosed species of the pending application and specify which claims read on the elected species.

Applicant hereby elects the species shown in Figures 1-3 of the application.

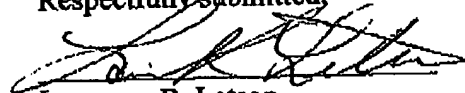
This species of the invention is claimed in 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13, all of which read on the elected species.

REMARKS

Applicant argues that 35 U.S.C. 121 requires that separate species must be claims that are directed to separate and distinct inventions and not merely various embodiments of the claimed invention.

In this application there are disclosed three embodiments of the invention, not three separate and distinct inventions. Accordingly, the requirement to elect contained in the Office Action mailed February 14, 2005 should be withdrawn and the entire set of claims in the application should be examined.

Respectfully submitted,



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